

UNITED STATES DISTRICT COURT

for the

Western District of Texas

BOOK PEOPLE, INC., VBK, INC. d/b/a BLUE  
WILLOW BOOKSHOP, AMERICAN BOOKSELLERS  
ASSOCIATION, ASSOCIATION OF AMERICAN  
PUBLISHERS, AUTHORS GUILD, INC., COMIC BO

*Plaintiff(s)*

v.

MARTHA WONG in her official capacity as chair of  
the Texas State Library and Archives Commission,  
KEVEN ELLIS in his official capacity as chair of the  
Texas Board of Education, MIKE MORATH in his offi

*Defendant(s)*

Civil Action No. 1:23-cv-858

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Keven Ellis in his official capacity as the chair of the Texas State Board of Education  
1302 South Medford Drive  
Lufkin, Texas 75901

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Laura Lee Prather  
laura.prather@haynesboone.com  
Haynes and Boone, LLP  
600 Congress Ave., Suite 1300  
Austin, TX 78701  
(512) 867-8400

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: 07/25/2023

*Signature of Clerk or Deputy Clerk*

Civil Action No. 1:23-cv-858

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_ .

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc: